

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

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**In re:**

**TERRORIST ATTACKS ON  
SEPTEMBER 11, 2001**

**03-MDL-1570 (GBD)(SN)**

**SAUDI ARABIA  
NOTICE OF AMENDMENT**

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This document relates to: ASHTON V. KINGDOM OF SAUDI ARABIA,

No. 17-CV-2003(GBD)(SN).

Plaintiffs file this Notice of Amendment with respect to the underlying Complaint in the above-referenced matter, ECF No. 1, as permitted and approved by the Court's Order of July 10, 2018, ECF No. 4045. Upon the filing of this Notice of Amendment, the underlying Complaint is deemed amended to add the individual(s) listed below (the "New Plaintiff(s)") as plaintiff(s) raising claims against the Kingdom of Saudi Arabia. The underlying Complaint is deemed amended to include the factual allegations, jurisdictional allegations, and jury trial demand, as indicated below, of (a) the Consolidated Amended Complaint as to the Kingdom of Saudi Arabia, ECF No. 3463, or (b) the Complaint Against the Kingdom of Saudi Arabia, Ashton v. Kingdom of Saudi Arabia, No. 17-CV-2003 (GBD)(SN) (S.D.N.Y. Mar. 30, 2017), ECF No. 1, as well as all causes of action specified below. The amendment effected through this Notice of Amendment supplements by incorporation into, but does not displace, the underlying Complaint. This Notice of Amendment relates solely to the Kingdom of Saudi Arabia and does not apply to any other defendant.

Upon filing this Saudi Arabia Notice of Amendment, each New Plaintiff is deemed to have adopted all factual and jurisdictional allegations of the complaint that has been joined as

specified below; all prior filings in connection with that complaint; and all prior Orders and rulings of the Court in connection with that complaint.

### CAUSES OF ACTION

Each New Plaintiff hereby adopts and incorporates herein by reference the following factual allegations, jurisdictional allegations, and jury trial demand in the following complaint [check only one complaint] and the following causes of action set forth in that complaint:

- ☐ **Consolidated Amended Complaint as to the Kingdom of Saudi Arabia, ECF No. 3463 (check all causes of action that apply)**
- ☐ COUNT I – Aiding and Abetting and Conspiring with Al Qaeda to Commit the September 11th Attacks upon the United States in violation of 18 U.S.C. § 2333(d) (JASTA).
- ☐ COUNT II – Aiding and Abetting and Conspiring with Al Qaeda to Commit the September 11th Attacks upon the United States in violation of 18 U.S.C. § 2333(a).
- ☐ COUNT III – Committing Acts of International Terrorism in violation of 18 U.S.C. § 2333.
- ☐ COUNT IV – Wrongful Death.
- ☐ COUNT VI – Alien Tort Claims Act.
- ☐ COUNT VII – Assault and Battery.
- ☐ COUNT VIII – Conspiracy.
- ☐ COUNT IX – Aiding and Abetting.
- ☐ COUNT X – Intentional Infliction of Emotional Distress.
- ☐ COUNT XII – Liability Pursuant to Restatement (Second) of Torts § 317 and Restatement (Third) of Agency § 7.05: Supervising Employees and Agents.
- ☐ COUNT XIII – Liability Pursuant to Restatement (Second) of Torts § 317 and Restatement (Third) of Agency § 7.05: Hiring, Selecting, and Retaining Employees and Agents.
- ☐ COUNT XIV – 18 U.S.C. § 1962(a)–(d) – CIVIL RICO.

☐ COUNT XV – Trespass.

☐ COUNT XVI – Violations of International Law.

☒ **Complaint Against the Kingdom of Saudi Arabia, Ashton v. Kingdom of Saudi Arabia, No. 17-CV-2003 (GBD)(SN) (S.D.N.Y. Mar. 30, 2017), ECF No. 1 (check all causes of action that apply)**

☒ First Cause of Action to Recover Wrongful Death Damages Pursuant to 28 U.S.C. § 1605B (the Justice Against Sponsors of Terrorism Act or JASTA) and 18 U.S.C. § 2333 *et seq.* (the Anti-Terrorism Act or ATA)

☒ First Cause of Action to Recover Personal Injury Damages Pursuant to 28 U.S.C. § 1605B (the Justice Against Sponsors of Terrorism Act or JASTA) and 18 U.S.C. § 2333 *et seq.* (the Anti-Terrorism Act or ATA)

☒ Second Cause of Action for Wrongful Death Damages Pursuant to State Tort Law

☒ Second Cause of Action for Personal Injury Damages Pursuant to State Tort Law

☒ Third Cause of Action for Wrongful Death Damages Pursuant to the Alien Tort Claims Act

☒ Third Cause of Action for Personal Injury Damages Pursuant to the Alien Tort Claims Act

### IDENTIFICATION OF NEW PLAINTIFFS

Each New Plaintiff is or was a survivor of a person who died due to the terrorist attacks of September 11, 2001. For each New Plaintiff, the following chart lists the New Plaintiff's name, the New Plaintiff's residency and nationality, the name of the New Plaintiff's deceased family member, the New Plaintiff's relationship to the decedent, and the paragraph(s) of the underlying Complaint discussing the decedent and/or the decedent's estate.

|    | <b>Plaintiff's Name<br/>(alphabetical by last name)</b> | <b>Plaintiff's State of Residency at filing (or death)</b> | <b>New Plaintiff's Citizenship/Nationality on 9/11/2001</b> | <b>9/11 Decedent's Name</b> | <b>New Plaintiff's Relationship to 9/11 Decedent</b> | <b>Paragraphs of Complaint Discussing 9/11 Decedent</b> |
|----|---|--|---|-----------------------------|--|---|
| 1  | Berkeley, Eric M.                                       | NY   | USA   | Berkeley, Michael J.        | Child  | N/A   |
| 2  | Berkeley, Jason A.                                      | NY   | USA   | Berkeley, Michael J.        | Child  | N/A   |
| 3  | Blanding, Hayley  | PA   | USA   | Blanding, Jr., Harry A.     | Child  | N/A   |
| 4  | Blanding, Jeremy  | PA   | USA   | Blanding, Jr., Harry A.     | Child  | N/A   |
| 5  | Brennan, Gail   | NY   | USA   | Brennan III, Edward A.      | Parent   | N/A   |
| 6  | Campbell, Therese                                       | NY   | USA   | Gallagher, John P.          | Sibling  | N/A   |
| 7  | Deblase, James  | NJ   | USA   | Deblase, Jr., James V.      | Child  | N/A   |
| 8  | Jordan, Peter   | NY   | USA   | Gallagher, John P.          | Sibling  | N/A   |
| 9  | Jordan, Vincent   | NY   | USA   | Gallagher, John P.          | Sibling  | N/A   |
| 10 | Jordan-Hart, Kathleen                                   | NY   | USA   | Gallagher, John P.          | Sibling  | N/A   |

|    | <b>Plaintiff's Name<br/>(alphabetical by last name)</b> | <b>Plaintiff's State of Residency at filing (or death)</b> | <b>New Plaintiff's Citizenship/Nationality on 9/11/2001</b> | <b>9/11 Decedent's Name</b> | <b>New Plaintiff's Relationship to 9/11 Decedent</b> | <b>Paragraphs of Complaint Discussing 9/11 Decedent</b> |
|----|---|--|---|-----------------------------|--|---|
| 11 | Kates, Lucy   | NY   | USA   | Kates, Andrew               | Child  | N/A   |
| 12 | Larry, Rasheed  | NY   | USA   | Larry, Hamidou S.           | Child  | N/A   |
| 13 | Larry, Sheriffa   | NY   | USA   | Larry, Hamidou S.           | Child  | N/A   |
| 14 | Macadlo, Leigh  | NY   | USA   | Castrianno, Jr., Leonard M. | Sibling  | N/A   |
| 15 | Merkouris, Elizabeth                                    | NY   | USA   | Merkouris, George           | Child  | N/A   |
| 16 | Merkouris, Elizabeth                                    | NY   | USA   | Merkouris, George           | Parent   | N/A   |
| 17 | Merkouris, Jack   | NY   | USA   | Merkouris, George           | Child  | N/A   |
| 18 | Merkouris, Steve  | NY   | USA   | Merkouris, George           | Child  | N/A   |
| 19 | Noah, Patricia  | NY   | USA   | Castrianno, Jr., Leonard M. | Parent   | N/A   |
| 20 | Paz Gutierrez, Ana Patricia                             | Colombia   | Colombian   | Paz Gutierrez, Victor Hugo  | Sibling  | N/A   |
| 21 | Paz Gutierrez, Jose Cipriano                            | Canada   | Canadian  | Paz Gutierrez, Victor Hugo  | Sibling  | N/A   |
| 22 | Paz Gutierrez, Julia Amparo                             | Colombia   | Colombian   | Paz Gutierrez, Victor Hugo  | Sibling  | N/A   |
| 23 | Sorge, Anne Marie                                       | NY   | USA   | Gallagher, John P.          | Sibling  | N/A   |

|    | <b>Plaintiff's Name<br/>(alphabetical by last name)</b> | <b>Plaintiff's State of Residency at filing (or death)</b> | <b>New Plaintiff's Citizenship/Nationality on 9/11/2001</b> | <b>9/11 Decedent's Name</b> | <b>New Plaintiff's Relationship to 9/11 Decedent</b> | <b>Paragraphs of Complaint Discussing 9/11 Decedent</b> |
|----|---|--|---|-----------------------------|--|---|
| 24 | Vilardo, Matthew  | NJ   | USA   | Vilardo, Joseph             | Child  | N/A   |
| 25 | Vrachnas, Cathy   | NY   | USA   | Merkouris, George           | Sibling  | N/A   |

Dated: November 12, 2018

Respectfully submitted,

KREINDLER & KREINDLER LLP

BY: /s/ James P. Kreindler  
James P. Kreindler, Esq.  
Andrew J. Maloney III, Esq.  
750 Third Avenue, 32nd Floor  
New York, New York 10017  
Tel: (212) 687-8181  
COUNSEL FOR PLAINTIFFS